IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 10TH OCTOBER 2007 / 18TH ASWINA 1929

Bail Appl..No. 6186 of 2007()

CMP.8309/2007 of J.M.F.C.-I,KOTTARAKKARA
.....

(CRIME NO.97/2004 OF KOTTARAKKARA POLICE STATION)

PETITIONER:ACCUSED:

SURESH KUMAR,S/O.VASUDEVAN ASARI,
SURESH BHAVAN,CHIRATTAKONAM MURI,VETTIKKAVALA VILLAGE,KOTTARAKKARA,KOLLAM DISTRICT.

BY ADV. SRI.GOPAKUMAR R.THALIYAL

RESPONDENT:

STATE OF KERALA,REPRESENTED BY THE PUBLIC PROSECUTOR,HIGH COURT OF KERALA ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KSS

R.BASANT, J

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B.A.No.6186 of 2007

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Dated this the 10th day of October, 2007

ORDER

Application for regular bail. The petitioner faces allegations under Section 376 IPC. The victim and the petitioner were allegedly in love. The girl had eloped with the petitioner. The petitioner allegedly had sexual intercourse with the girl also. The girl was below the age of consent at that time. The girl was later produced and sent with her mother. Crime was registered under the caption ' woman missing'. Later, allegation under Section 376 IPC has been raised against the petitioner. The petitioner was arrested on 24.9.07. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that regular bail, subject to appropriate conditions, can be granted, to the petitioner who continues in custody from 24.9.07, the investigation having almost been completed by now.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) The petitioner shall execute a bond for Rs.25,000/- (Rupees twenty five thousand only) with two solvent sureties each for

the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall make himself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays, for a period of one month. Thereafter, he shall make himself available for interrogation as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE